

# EXHIBIT 1

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4 IN THE UNITED STATES DISTRICT COURT  
5 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE  
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8 MICROSOFT CORPORATION, a ) Case No.  
9 Washington corporation, ) 10-1823  
10 )  
11 Plaintiff, )  
12 ) VIDEOTAPE  
13 -vs- ) DEPOSITION OF:  
14 )  
15 MOTOROLA, INC., MOTOROLA ) PROF. DR. THEO  
16 MOBILITY, INC., and GENERAL ) BODEWIG  
17 INSTRUMENT CORPORATION, )  
18 )  
19 Defendants. )  
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25 TRANSCRIPT of the stenographic notes of  
the proceedings in the above-entitled matter, as  
taken by and before LINDA M. JORRITSMA, a Certified  
Court Reporter and Notary Public of the State of New  
Jersey, held at the office of QUINN EMANUEL URQUHART  
& SULLIVAN, LLP, 51 Madison Avenue, New York, New  
York, on Monday, July 1, 2013, commencing at 10:01  
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1 A. Right.

2 Q. So -- so let me see if I can ask you  
3 about the -- the European market.

4 A. Um-hum.

5 Q. One of the things that you -- you looked  
6 at was -- I don't want to get the name wrong  
7 again -- Motorola's expert, the deposition of  
8 Mr. Haedicke. Correct?

9 A. Yes.

10 Q. All right. And you looked at his  
11 report. Correct?

12 A. I did.

13 Q. And one of the things he does in his  
14 report is talk about the German legal market. Do you  
15 recall that? Let me give you some specifics  
16 because --

17 A. Could you explain what the legal market  
18 is?

19 Q. Yeah. Let me -- let me ask -- that may  
20 have been a little broader than I intended.

21 When I look your resume, one of the  
22 things you apparently were, or are, a judge?

23 A. I was, yes.

24 Q. Okay. And that was where?

25 A. In the Court of Appeals in

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1      Munich -- Court of Appeals in Munich -- in a Senate  
2      dealing with trademarks, unfair competition,  
3      copyright, and antitrust law.

4            Q.        How does one become a judge in the Court  
5      of Appeals in Munich?

6            A.        Any professor in Germany, law professor  
7      at a university, can become a part-time judge,  
8      actually it is, at a court in Germany. And so I  
9      applied. I wrote to the president of the Court in  
10     Munich, if they were interested in having me as a  
11     part-time judge over there. And they agreed, and so  
12     I became a judge there.

13           Q.        What's the difference between a  
14     part-time judge and a full-time judge?

15           A.        The full-time judge is full-time, and  
16     the part-time judge -- it's -- officially it's  
17     one-sixth of the job of a full-time judge.

18           Q.        And -- and how is it  
19     different -- how -- what are the different  
20     qualifications or -- let me step back.

21                    What's the different -- is there a  
22     different process one would have to go through to  
23     become a full-time judge as opposed to a part-time  
24     judge?

25            A.        Well, the part-time judge is only open

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1 for professors. So to become a part-time judge in  
2 this sense, you have to be a professor as to  
3 become -- to become a professor.

4 To be a full-time judge, you have to  
5 pass your first and second state exam, and this gives  
6 you the qualification to become a judge, which I have  
7 also passed. So I would have had the opportunity to  
8 join the judiciary in Germany and become a judge  
9 there on a full-time basis. I decided to go into  
10 academics.

11 Q. So anyone who passes those exams can be  
12 a judge?

13 A. No, it depends on the grades you get,  
14 because the government will not take anybody with any  
15 low grades to become a judge.

16 Q. Do you have to be appointed to be a  
17 judge, or --

18 A. Yes.

19 Q. Okay. And so who appoints full-time  
20 judges in Germany?

21 A. The Ministry to Justice in the state you  
22 are becoming a judge in.

23 Q. So is it accurate that, your  
24 understanding, that -- is Germany Europe's largest  
25 economy?

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1 CERTIFICATE

2

3 I, , a Notary Public and  
4 Certified Court Reporter of the State of New Jersey,  
5 License No. 30XI00099500, do hereby certify that  
6 prior to the commencement of the examination, PROF.  
7 DR. THEO BODEWIG was duly sworn by me to testify the  
8 truth, the whole truth and nothing but the truth.

9 I DO FURTHER CERTIFY that the foregoing is a  
10 true and accurate transcript of the testimony as  
11 taken stenographically by and before me at the time,  
12 place and on the date hereinbefore set forth.

13 I DO FURTHER CERTIFY that I am neither a  
14 relative nor employee nor attorney nor counsel of any  
15 of the parties to this action, and that I am neither  
16 a relative nor employee of such attorney or counsel,  
17 and that I am not financially interested in the  
18 action.

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22 Notary Public of the State of New Jersey

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My Commission expires December 14, 2013

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Dated: July 1, 2013